

LYNDON CITY COUNCIL
ADJOURNED MEETING MINUTES OF
JULY 19, 2010

The Lyndon City Council met in adjourned session on Monday, July 19, 2010, 7:30 p.m., at City Hall.

Members Present: Kay Jones, Wayne Howard, Bill Patterson, Brandon Smith,
Doug Watson, Mayor Jeff Bronson, City Attorney Pat Walsh,
and City Clerk Barbara Schattak

Others Present: Russell Swanson
Deanna Romine
Ron Groff, Groff & Berry, CPA's
Kayla Banzhaf, Pool Manager
Robert Smith, Patrolman
Dave Wilson, Maintenance Superintendent
Darrel Manning, Chief of Police/Zoning Administrator

Mayor Bronson called the meeting to order. A motion was made by Watson to approve the July 6, 2010 regular meeting minutes as amended. Jones seconded the motion, which carried.

KNEISLER EASEMENT: Due to questions which were raised during the last meeting Pat reported this is not a standard easement and it would transfer as is if the property would ever sell. As long as the building was not expanded or is replaced there would not be a problem, if the home would burn they would need to obtain another easement. Patterson stated the owner should be made aware of the easement transfers if the property is sold and what his stipulations are. After some discussion, a motion was made by Patterson to approve the easement as presented and authorize Mayor Bronson to sign on behalf of the City. Smith seconded the motion, which carried. Pat stated the Kneislars will need to record the easement at the Register of Deeds office.

ROCKIN Z RIDGE: Darrel presented the final plat of the Rockin Z Ridge Subdivision to Council for approval. It was noted the Planning Commission has reviewed and approved the plat and will submit recommendation for approval by the Council. Patterson questioned as to when lots could be sold; Darrel stated all required signatures need to be in place and the plat registered with the Register of Deeds before any lot is sold. Jones asked how the property is zoned; Barb stated all of the property is zoned residential. Barb also stated the proposed commercial property will need a zoning change request and a public hearing. City Attorney Pat Walsh stated he would like to review the plat before council approves it. The matter was tabled to the next meeting. Copies will be given to Pat for review.

11TH & CEDAR: Dave reported he priced a 42 inch tube (9.46 square feet in diameter) at a cost of approximately \$1,071. Currently there is a 24 inch tube in place; the bigger tube would be four times larger and help with the flow of runoff. Dave stated if the road keeps getting flooded the City would lose the road; he recommended replacing the old tube with a 42 inch tube. After further discussion, a motion was made by Howard to purchase a 42 inch tube. Jones seconded the motion, which carried.

APPOINTMENT: Mayor Bronson recommended appointing Peggy Clark to the Planning & Zoning Commission. A motion was made by Jones to appoint Peggy Clark to the Planning & Zoning Commission Position No. 1, which expires May, 2012. Howard seconded the motion, which carried. City Clerk Barb Schattak will send Peggy notification.

CITY LOGO: Barb reported she received an e-mail for Holy Fish Designs giving a list of items needed after a logo has been selected so the website can be designed. Council members were given copies of the second round of sample logos presented by Holy Fish Design to review. Patterson stated of all the logos he liked the second logo example. A motion was made by Patterson to accept the second logo as the official logo. The motion died for lack of a second.

It was noted the latest four logo samples looked simplistic and plain. Council members agreed they would like to see a more professional logo which would be warm and inviting to others. Watson suggested council members look on the internet for ideas to give to Ms. Popp to give her an idea of what is wanted. After further discussion, it was the consensus of the council to have the city clerk e-mail Jenny Popp and inform her of the council's decision regarding the logos and inform her they will give her an extension on the completion date. Council members were asked to see what they could find on the internet for ideas for a logo. The matter was tabled.

RWD #1: City Clerk Barb Schattak reported she has visited with Rick Hines regarding the contract. Mr. Hines reported he has been out of town and has been working on some big cases but would have a proposed agreement by the next meeting. Mr. Hines also reported he has been in contact with Delton Gilliland, attorney for RWD #1. The matter was tabled.

POOL: At 8:06 p.m. a motion was made by Patterson to recess to executive session for 15 minutes to discuss a personnel matter and have Kayla Banzhaf attend. Jones seconded the motion, which carried. The governing body reconvened at 8:21 p.m.; no action was taken.

At 8:22 p.m. a motion was made by Smith to recess to executive session for 5 minutes to discuss a personnel matter and have Kayla Banzhaf attend. Howard seconded the motion, which carried. The governing body reconvened at 8:27 p.m.; no action was taken.

2011 BUDGET: Ron Groff, Groff & Berry, explained the 2011 budget to the council by going through each fund. Big expenditures from the Maintenance Department and office staff have been placed in the budget such as repairs to the Community Center and Pool House and updated software. Ron noted with the not knowing how much sales tax which will be forthcoming from the Dollar General store it was hard to estimate an increase in the city one percent sales tax fund. Ron reported there is enough money in this year's budget for the conversion of the old court software to Jayhawk court software and he placed \$9,000 in the 2011 budget to purchase general ledger software to replace QuickBooks. Ron stated the mill levy will stay basically the same. City Clerk Barb Schattak reported in order to have a public hearing regarding the budget at the next meeting it will need to be published this week. After further discussion, a motion was made by Patterson to set the budget hearing for August 2, 2010, 7:30 p.m. at City Hall and to publish the Notice of Budget Hearing. Jones seconded the motion, which carried.

PROCLAMATION: City Clerk Barb Schattak presented a proclamation for the City of Lyndon in celebration of the 20th anniversary of the Americans with Disabilities Act and recommitment to full implementation of the ADA. A motion was made by Smith to approve the proclamation and authorize Mayor Bronson to sign on behalf of the City. Watson seconded the motion, which carried.

MANAGEMENT POSITION: City Clerk Barb Schattak presented council members with a synopsis of all current applicants. Barb reported today she received a call from the Emporia Gazette stating they just received the advertisement request and will be running it in the Wednesday paper; council members were asked if the matter could be tabled. Mayor Bronson questioned if a special meeting would be needed. After some discussion, Barb was asked to make copies of the applications to be given to the council before the next meeting. The matter was tabled.

SENSUS SUPPORT: City Clerk Barb Schattak presented a bill from Sensus for the annual support of our auto-read system for approximately \$1320 and recommended paying it. After some discussion, a motion was made by Howard to pay for the yearly support. Jones seconded the motion, which carried.

ROYAL CHEMICAL: Barb reported the City continues to receive bills for the hand sanitizer which was purchased a few years ago and the company refused it to be returned. Barb asked if the City still wanted to not pay the bill; it was the consensus of the council to not pay the bill.

MAINTENANCE: Dave presented each member with a list of activities maintenance has completed since the last meeting.

Dave encouraged council members to look at the dam report. Last year trees were cut off of the face of the dam; the dam has been revisited this year and reports there are some more trees to be cut.

Watson asked if Dave has heard from the asphalt crew; Dave reported he hasn't heard from them to date or KCCI he hopes to hear from both soon.

POLICE: Darrel presented a Police Activity Report for council's review.

Mayor Bronson asked Darrel about rollerblading in the street; Darrel reported according to the Standard Traffic Ordinance adopted by the City skating of any kind in the street is illegal. It was noted skating can be done on the walking trail.

CITY CLERK: Reported the Bailey Log Cabin is being considered for placement on the Historical Registry; each member was given a copy of the letter recently received. Each member was also given a Kansas Government Journal.

CITY ATTORNEY: Pat reported he has not been able to find a model ordinance regarding no guns. It was noted having the no gun signs posted indicates firearms cannot be in the building. After some discussion, it was the consensus of the council to just have the buildings posted.

GOVERNING BODY COMMENTS: Patterson reported at 10th & Topeka a structure is in the process of being torn down but recently there has been no activity. Darrel reported there are certain items which need to be removed before the structure can be taken down.

Patterson reported there the City has not received any minutes or financial statements from the Recreation Commission. After some discussion, Barb was asked to write the Commission to request both.

Patterson stated it was suggested to him as there is no longer an Administrator staff may be playing on the internet. City Attorney Pat Walsh stated there is an internet policy in the Employee Handbook. City Clerk Barb Schattak reported there is no one playing on the internet in the office but she will notify all.

Smith stated the Lions Club had mentioned doing volunteer work at the Park. Dave Wilson reported he has visited with Lion Gary Schattak about the benches the club is placing along the trail. Dave stated he has people who would donate their time to pour concrete to make the pads larger so the Lions Club would not have to cut the benches down.

Howard suggested having a sidewalk built up to the Dollar General Store for citizens to use. It was noted the sidewalk is already there but there are a couple of sections which need repaired.

Jones questioned Darrel if he has visited with the Planning & Zoning Commission regarding the Community Center sign; Darrel reported he has.

Watson stated he was pleasantly surprised of the line of persons who attended the grand opening of the Dollar General.

Patterson questioned Darrel if he had looked into the Homeland Security for grants. Darrel reported there is nothing but FEMA had some information but the report; he hasn't read it through yet.

At 9:50 p.m. a motion was made by Patterson for adjournment to Monday, August 2, 2010, at 7:30 p.m. Watson seconded the motion, which carried.

A handwritten signature in cursive script, reading "Barbara Schattak". The ink is dark and the signature is fluid, with a large initial 'B' and a long, sweeping 'k' at the end.

Barbara Schattak
City Clerk